

## **NOTICE OF PROPOSED AMENDED LOCAL RULE**

Pursuant to Trial Rule 81(B)(1), notice is hereby given to the public and to the members of the Shelby County Bar Association that the judges of Shelby Circuit Court, Shelby Superior Court No. 1 and Shelby Superior Court No. 2, propose to amend Local Rule 73-AR15-1 for the Provision of Court Reporter Services effective December 17, 2007, as follows:

(See Attached)

The proposed amendment has been transmitted to the officers of the Shelby County Bar Association.

Comments will be received through December 7, 2007, and should be directed, in writing, to:

Judge Charles D. O'Connor  
Shelby Circuit Court  
407 South Harrison Street, Room 206  
Shelbyville, IN 46176

Dated: November 7, 2007

## **LR73-AR15-1**

### **AMENDED LOCAL RULE**

### **FOR THE PROVISION OF COURT REPORTER SERVICES**

The Judges of the Shelby Circuit Court, Shelby Superior Court No. 1 and Shelby Superior Court No. II hereby amend Local Rule 73-AR15-1 for the Provision of Court Reporter services as follows.

#### **SECTION 1 - DEFINITIONS**

1. The definitions contained in Administrative Rule 15 (B) are adopted for use in this Rule and control any questions of interpretation. For the purposes of this Rule, the Regular Hours worked by the Court Reporting Staff shall be Monday through Friday from 8:00 a.m. until 12:00 noon and 1:00 p.m. until 4:00 p.m. The Work Week shall be a seven day period beginning on Sunday and ending on Saturday of each week and shall contain thirty-five (35) hours for which salaried compensation shall be paid.

#### **SECTION 2 - COMPENSATION**

1. The Court Reporter shall work under the control, direction and direct supervision of the Court during all hours of employment and shall be paid an annual salary for regular hours worked during the Work Week. The salaries shall be set by the Court and approved by the County Council. Gap Hours shall be compensated in time off from work in an amount equal to the number of Gap Hours worked. Overtime Hours shall be compensated in an amount equal to one and one-half (1-1.2) times the number of Overtime Hours worked.

#### **SECTION 3 - DUTIES AND RESPONSIBILITIES**

1. The duties of a Court Reporter shall include:
  - (a) Reporting the evidence presented in Court proceedings;
  - (b) Preservation and storage of reported testimony and any physical evidence presented in Court proceedings;
  - (c) Preparation of Chronological Case Summary entries at the direction of the Court and providing notice thereof as required by

- the Rules of Trial Procedure.
- (d) Preparation of written documents to effectuate the rulings, order and judgment of the Court or to comply with the Rules of the Indiana Supreme Court.
  - (e) Preparation of transcripts of evidence presented in Court proceedings requested pursuant to the Rules of Trial Procedure; and,
  - (f) Such other functions and responsibilities as required by law or the Court for its effective administration.

#### **SECTION 4 - MAXIMUM PER PAGE FEE**

1. A Court Reporter shall not charge more than the following per page:
  - (a) ~~\$3.75~~ \$4.25 for a county indigent transcript of evidence for appealed cases. The Court Reporter shall submit a claim directly to the county for the preparation of any county indigent transcripts of evidence;
  - (b) ~~\$3.75~~ \$4.25 for state indigent transcript of evidence for appealed cases;
  - (c) ~~\$3.75~~ \$4.25 for private civil transcripts transcripts of evidence for appealed cases;
  - (d) ~~\$3.75 for deposition transcripts and \$1.25 for copies if Reporter elects to use Court facilities, equipment and/or supplies in the exercise of her private functions;~~ \$4.25 for non-appeal transcripts;
  - (e) ~~\$3.75 for deposition transcripts and \$1.25 for copies if Reporter elects to use Court facilities, equipment and/or supplies in the exercise of her private practice;~~
  - (f) \$6.50 for expedited transcripts
  - (g) \$1.50 for copies of transcripts.
2. ~~Each Court Reporter shall annually report all compensation received for transcripts to the Indiana Supreme Court Division of State Court administration.~~ Court Reporter shall be allowed \$5.00 for each transcript disk provided.
3. Court Reporter's Certification fee for transcripts shall be \$10.00.
4. Each Court Reporter shall annually report all compensation received for transcripts to the Indiana Supreme Court Division of State Court Administration.

## SECTION 5 - PRIVATE PRACTICE

1. A Court Reporter may elect to engage in the private practice of recording of and preparation of deposition transcripts. Such activity, regardless of whether the deposition concerns a case pending before the Court, shall be conducted outside of regular working hours. If a Reporter, in the exercise of such private practice, utilizes, with the consent of the Court, Court facilities, equipment and/or supplies, the Reporter shall reimburse the Court for such usage pursuant to a written agreement between the Court and Reporter.
  - (a) Reasonable market rate for the use of equipment, facilities and supplies.
  - (b) Method by which records are kept for the use of the same; and,
  - (c) Method by which the Reporter shall reimburse the Court for such usage.

APPROVED, ADOPTED AND EFFECTIVE this \_\_\_\_\_ day of

\_\_\_\_\_, 2007.

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Charles D. O'Connor  
Judge, Shelby Circuit Court

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Jack A. Tandy  
Judge, Shelby Superior Court No. 1

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Russell J. Sanders  
Judge, Shelby Superior Court No. 2